NEW-YORK, SATURDAY, JULY 15, 1905, -2 PARTS-SIXTEEN PAGES, -by The Tribune Association. PRICE THREE CENTS.

# M'ADOO IN CHARGE AT RIOT.

Whites and Blacks Fight in Eleven Blocks Between Amsterdam and West End Aves.

OVER 250 POLICEMEN TURNED OUT.

Hundreds of Pistol Shots Fired-Rain of Missiles from Roofs-Negroes Seek Refuge on Cars.

o'cleck last night to take personal command of the police force which was trying to subdue a race riot that had called out seventy-five policemen. At that hour, three hours after the rlot marted, the reserves of five precincts were still on guard in the disturbed district, not daring to leave it unprotected. The theatre of war was bounded by 61st-st., Amsterdam-ave., 63d-st. and West End-ave. The district is popularly known as "ban Juan Hill," because of its disfinction as a fighting ground.

The fight began in some boys' persecution of s poor old man who makes a living by buying and seiling old clothes. He entered the district shortly after 7 p. m., and, knowing the danger there from past experiences, begged the company of Henry W. Williams, a colored lad, of 202 West 62d-st. Williams had before shown kindness to the old white man, and he readily accompanied him. Williams does not know his name, but he lives at No. 157 East Hopston-st. At 63d-st. and Amsterdam-ave. several boys began to throw stones at the old Edward Connelly, seventeen years old, of No. 221 West 66th-st., not satisfied with attackthere was a lively fight. Stones were thrown, harled by Connelly's friends, and Williams was hadly cut. Patrolman Burburg arrived in time save Williams from a worse beating, and took Connelly to the West 68th-st. station.

Williams had to be sent to Roosevelt Hospital. On the way to the station house Burburg was stracked by Connelly's friends, who threw bricks and bottles not only from the streets, but from indows and roofs. With the greatest difficulty nan got his prisoner to the station, where he was charged with inciting a riot.

In the meantime the reserves had been turned out of the West 68th-st. station, and there was pen war in the district. In the streets whiteg cks engaged in desperate struggles wherver they met, while from roofs and windows a fusiliade of all sorts of missiles poured down on fighters and police, black and white alike.

A meb of a hundred men and boys grew quickly to one of five hundred men and boys and women and then to one of a thousand. In three blocks there was not a quiet spot, not a place where a man could stand without danger to life and limb. Hurry orders were sent to the West 20th-st., West 27th-st., West 47th-st. and West 100th-st. stations, and some seventy-five nen formed about the district, while on the outskirts were half a dozen patrol wagons.

With great difficulty the police picked from among the fighters Barney O'Neill, sixteen years old, of No. 52 Amsterdam-ave.; David Crosby, ored, thirty-five years old, of No. 59 West 76th-st., and Louis Argote, colored, twenty-two years old, of No. 345 West 59th-st. They were followed by howling crowds to the station house, where they, too, were charged with inciting a

### POLICE LINES FORMED.

The police formed lines across 61st, 62d and 63d sts., at West End and Amsterdam aves., trying to hem in the rioters. The worst of the fighting seemed to be in 62d-st., where from every window and from every roof missiles rained, while hundreds of shots were fired. That no one was killed was amazing, in view of the number of pistols discharged. Roundsman Patrick Walsh was one of the first policemen to enter the danger zone, in 62d-st. He was literally jumped on by Joseph B. Smith, a colered man, who leaped from a step. When the man was down the negro attempted in vain to shoot him, and, failing in that, struck

Commissioner McAdoo started out at 11:45 | him repeatedly with the butt of his revolver. When Walsh was finally rescued by his comrades, he was sent to Roosevelt Hospital, where it was found that his eye was badly cut, and several stitches had to be taken in his head. But the roundsman insisted on going back to duty as soon as the surgeons had patched

By this time the Roosevelt Hospital doctors thought it worth while to get to the scene of the action itself, and a couple of ambulances, with surgeons, was sent up, where their services were soon needed.

Inspector McLaughlin reached the scene shortly before 9 o'clock, and, realizing how widespread was the danger, sent hurry calls for reserves from as far north as 125th-st, and as far south as Leonard-st. The stations from which drafts were made, were, besides those mentioned, those in West 125th, Elizabeth, Leonard, Charles, Macdougal, Mulberry, Mercer, West 20th, East 22d, East 35th, East 51st, East 67th and East 88th sts. In all there were more than two hundred and fifty men under command of the inspector by 9:15 o'clock.

One of the first things directed by the inspector was that squads of men should go along the roofs of the houses in 62d-st., where the the Japanese Minister, talked with him about fighting seemed liveliest. Ten men in each, under Roundsmen Apherson and Hackett, undertook this work, a squad on each side of the street. They walked from West End-ave. to Amsterdam, clearing the roofs, and found that many chimneys had been torn to pieces for ammunition for the rioters. In the corners of roofs were found mounds of bricks, pottery, bottles and other ammunition

The next prisoners taken by the police were Mary Huested, aged thirty, of No. 252 West ing of luncheon with the President and the other 62d-st., and Lillie Henderson, aged twenty-eight, guests, and leaving with Messrs. Shonts and of No. 232 West 62d-st., white women, who were fighting in the street. Arthur Sye, aged twenty-two, colored, of No. 414 West 37th-st., was arrested in Amsterdam-ave, after having knocked down several white boys.

Inspector McLaughlin and Captain Gallagher, of the West 47th-st. station, were passing through 62d-st. at 8:45 o'clock, when they saw two negroes, armed with rocks, beating a white man. There were more than fifty men about them, but no one made any attempt to save the man. All but the victim ran away when the inspector and captain approached. The man proved to be Michael Jacoby, twenty-one years old, of No. 251 West 64th-st. His head and body were badly lacerated, and he was dressed where he fell by a Roosevelt Hospital surgeon.

Raphael Stario, twenty-nine years old, a grocer, of No. 72 West 98th-st., was in 61st-st. collecting bills when the riot started. He was injured by a flying bottle, and treated by a Roosevelt Hospital surgeon.

Joseph Brown, colored, of No. 215 West 62dst, was assaulted by a crowd of white men at 61st-st. and Amsterdam-ave. He received two Roosevelt Hospital surgeon.

Philip Jordan, colored, of No. 62 Amsterdamave., reported at the West 68th-st. station that he was a British subject and demanded police protection. He was escorted to his home by two policemen.

John Westley, colored, twenty-three, of No. 218 West 61st-st., was found by a policeman at 61st-st. and Amsterdam-ave. surrounded by a crowd of white men. The white men told the policeman that the negro had a knife in his pocket, and on being searched a butcher's knife

Continued on second page.

# CLEVER RUSE FAILS.

# Inventive Genius of Telegraph Operator Awakens Whole Town.

[ST TELEGRAPH TO THE TRIBUNE.] Cincinnati, July 14.—The inventive genius of a night operator on the Cincinnati, Hamilton and Dayton Rallroad this morning aroused and frightened the residents of Hartwell, almost wrecked his station, offended an engineer and caused detectives to be detailed whose investiaction resulted in a ten-day vacation for the

For three hours after midnight there are no trains and the operators along the line try to get in a little sleep. The great anxiety is to wake up in time to give the morning fiyer the "block." Failure to do this would mean sus-

The Hartwell operator strung a rope between two telegraph poles, many yards below the station, extending them over spools to his desk. On these he hung a coal bucket loaded with rocks. He figured that the train would cut the rope and the rocks fall with a din.

This morning the rope used was too heavy to be cut. The bucket of rocks was jerked out of the operator's window, taking sash and all. It then awung into a residence, crashing the glass in a doow, and took up its clattering way down

Half town was awakened in a fright. The eng or pulled up after eight miles of the din, aif, finding a can tied to his pet, "210," made a foud and long complaint. Detective Hart, the railroad sleuth, with the battered bucket and frayed rope, located the inventor of the effective

# WED BUT LOST ESTATE.

# Rich Candy Merchant Disinherits Son Who Married Dancer.

IBY TELEGRAPH TO THE TRIBUNE. Pittsburg, July 14.-The will of the late Jacob S. Reymer, the candy merchant, was filed here to-day, and it was found that his only son, Samuel S., who, some time ago offended his father by marrying Neile Paris, a poor dancing girl, has practically been distinctived.

distributerited.

The son, who has had thousands yearly, has been cut off with an income of \$20,000 for life, after which the \$70,000 goes to the estate. An only sister enlyw the bulk of the estate. An only sister the will was made on March 10, 1905, just four days after \$1.8. Reymer, the son, defied his father by marrying Neille Paris. Mr. Reymer died a few mecks ago while his son was in Denver. Where the sen and his wife now are is not known.

DEWEY'S GRAPE JUICE AND PORT WINE Will bring a smile of joy to your Sick.

# WOMAN BURGLAR DARING.

#### Entered Yonkers Flat by Swinging Across Airshaft.

An athletic woman burglar of peculiar daring is now successfully operating in Yonkers. She is described as a tall, slim person, dressed in black, and from all accounts employs methods that most male thieves are not daring enough to use.

This woman entered the home of Mrs. Alfred Scholander, at No. 154 Riverdale-ave., recently, while Mrs. Scholander was shopping. The case was reported to the Detective Bureau yesterday. The woman got into Mrs. Scholander's apartments, the police say, by swinging herself across an airshaft from one window to another in the Scholander rooms. On going out Mrs. Scholander had locked the door, but had left a couple of windows open for ventilation. Once inside the woman appears to have made a hurried survey of the apartments. She obtained about \$10 and a couple of pairs of shoes. The woman thief was seen making her exit across the airshaft by a schoolgirl.

# YALE GRADUATE LOST AT SEA.

#### Walter Sullivan Disappears from the Manchuria on the Voyage East.

Honolulu, July 14 .- When the steamer Manchuria arrived to-day it was reported that Walter Sullivan, a passenger, had been lost overboard last night. He had been in the smoking room with friends about midnight. It is not known whether or not his disappearance was due to accidental causes. He was a graduate of Yale, class of '03, and was engaged in banking with his father in the Sullivan Company, of San Antonio, Tex. He was on the way to Manila to visit his sister, the wife of Colonel

# MRS. PHIPPS NEAR HUSBAND.

#### Friends Say She Is Anxious to Bring About a Reconciliation.

[BY TELEGRAPH TO THE TRIBUNE.] Denver, July 14.—Although a recent effort at reconciliation was coldly rebuffed by her former husband, Mrs. Genevieve Chandler Phipps left here husband, Mrs. Genevieve Chandler Phipps left here this morning for Estes Park. She intends, it is said, to remain at her summer home as long as Laurence C. Phipps, who is now summering there, remains in the neighborhood of her cottage. Mrs. Phipps is said to have stated to friends that she did not despair of effecting a reconcillation with Mr. Phipps. Her friends say that she is more in love with Mr. Phipps than she ever was, and that she will never give up the attempt to regain his affections.

ONLY 18 HOURS OVER ROCK BALLAST. the "Press" has conveyed the intelligence that the New-York Central, with its twelve trains to Chicago every day, is "America's Greatest Railroad."

Advi.

### THE EQUITABLE TRUSTEES.



Taken at the board's last meeting,
From left to right, Ex-President Grover Clevelan d, Justice Morgan J. O'Brien and George Westinghouse

#### Takahira Sees President - Shonts Speaks on Isthmian Affairs.

[BY TELEGRAPH TO THE TRIBUNE.] Oyster Bay July 14.—Peace plans and the Isthmian problems claimed President Roosevelt's attention this afternoon. Mr. Takahira, the settlement of the war in the East, and Chairman T. P. Shonts, and Chief Engineer J. F. Stevens of the Panama Canal Commission discussed with him matters pertaining to the great task on the isthmus. All three men came in on the 12:20 p. m. train from New-York. Mr. Takahira returned on the 3:18 train, and the canal officials left Oyster Bay at 4:20. J. T. Hines, Auditor of Porto Rico, was also a guest at Sagamore Hill during the afternoon, partak-

"I am very glad indeed," sald Mr. Takahira, "that the Czar has appointed Count Witte to act as chief Peace Plenipotentiary. He is an able man, none abler, I believe, in the Russian Empire, and his wide experience and great talents fit him admirably for the work. The President and I merely had a general talk over matters of mutual interest. No, I do not know the exact date of our meeting at Oyster Bay. That will have to be determined when we learn the exact time of arrival of all the commissioners. Mr. Komura, will, I believe, reach New-York about July 20. Count Witte may get there a couple of days earlier. Everything seems to be progressing favorably. The President seems to be in excellent health and spirits." Mr. Takahira lit another cigarette, bowed, and went on board his train.

When Chairman Shonts and Engineer Stevens reached the station it was some ten minutes before train time, and the chairman talked interestingly of the canal work to the newspaper correspondents who surrounded him.

Mr. Stevens took a seat on a stone post within a few feet of the little group, and occasionally bad scalp wounds, and was attended by a nodded his head in approbation of the chairman's remarks, but did not add any suggestions of his own. Mr. Shonts said:

The President had not met Mr. Stevens, and The President had not met Mr. Stevens, and as he is to sail with me on July 20, wished to get acquainted with him, and have a talk about a number of matters before that date. We have some twelve thousand men actually employed on the work now, and that number will be increased as rapidly as we can get the laborers and the scope of the work will allow. Until we know exactly what sort of a canal is to be built however, we will not be able to take all built, however, we will not be able to take all our big contracts. The consulting engineers will have a meeting in the fall, and when they come together the commission will submit to them the various plans and figures bearing on the different styles of cuts.

Under the law which authorizes the work we

are required to build a lock canal, but if the meeting of engineers should decide that a sea level canal is preferable, and the commission turn should indorse that view, and the Presi-dent should see things in the same light, I have no doubt that Congress would amend the statute so that the alteration could be made. Congress will undoubtedly carry out the President's wishes in this regard, as he is the real builder

# STEVENS TO HAVE FREE HAND.

While there is any question as to the kind of canal to be built we cannot, of course, go ahead with that surefootedness in making big contracts that we will be able to show when we know just what amount of dirt is to be taken out. There is a good deal of difference between a sixty-foot level and a sea level ditch. In the mean time, a huge amount of work remains to be done. Mr. Stevens must organize his engineering department. It is practically unorganneering department. It is practically unorgan-ized at present. He has well defined ideas of his own, and will be given an absolutely free hand. He will have no one but himself to blame if the work is not done right, for he will be su-

if the work is not done right, for he will be supreme in the engineering department.

The construction of buildings for the men to live in, the erection of hospitals, of power plants and waterworks, and the planning and building of recreation houses, will be pushed forward as rapidly as possible. The last mentioned item, recreation, is, I believe, one of the most important considerations to be looked after. I have hired a wan to do nothing also but look. have hired a man to do nothing else but look out for the amusement of the employes of the canal. I do not care to give his name, for he is now employed elsewhere, and it is just possible that he will not be able to relinquish his presthat he will not be able to relinquish his present place to come to us. But if he does accept the place he will be given ample scope along that particular line. He is a man who has had large experience with labor organizations, knows the needs and wants of the working classes, and will be able to provide them with just what they most require in the way of amusements and recreation.

# DISEASE STORIES EXAGGERATED.

As the President said the other day in his address to the physicians here in Oyster Bay, the stories of the unsanitary condition of the isthmus that have been spread by returning laisthmus that have been spread by returning laborers and others are largely exaggerations. Suppose that during May and June we had an average of 10,000 men employed down there. Out of that number during May we had twenty cases of yellow fever, with two deaths. In June we had thirty cases, with four deaths; not a very bad showing, I think you will admit. Of course, we must secure the men who can stand the work and the climate if we would escape a beauty mortality. The problem of setting these the work and the climate if we would escape a heavy mortality. The problem of getting these laborers in sufficient numbers will be solved, I am quite sure, satisfactorily and in good time. Chinese, the proper kind of Chinese, would of course make very good canal laborers. For instance, coolles from the south of China, who are used to working in the rice fields, would make just the class of canal diggers that we

Continued on third page.

#### WHEREVER CIVILIZATION HAS PENE-TRATED

# PEACE AND THE CANAL FORGERY, BARRETT SAYS. AHLE HELD FOR JURY.

#### TOPICS AT OYSTER BAY. Minister to Colombia Accuses Secre- COULD NOT FIND BAIL. tary of Theft.

Arthur E. Alexander, private secretary to John Barrett, United States Minister to Colombia, was arraigned before Magistrate Breen in the Jefferson Market court yesterday charged with forgery. Minister Barrett appeared against him. Alexander was held in \$1,000 bail for examination to-day, and, not being able to give bail, was locked up in the court prison.

Alexander was arrested yesterday morning at the Brighton Beach Hotel. His wife, a bride of a few weeks, was with him.

Mr. Barrett said that on July 6 his typewriter was taken from his room in the Waldorf-Astoria and on the day following two checks were returned to him. One was for \$75, drawn on the Cher.ical National Bank, and had been cashed by the hotel clerk, who said it had been given to him by Alexander. The second check was for \$33 60, and had been similarly cashed by the clerk of the St. Paul, where Alexander and his wife had lived for ten days.

Alexander is said to be a member of one of the best known families in this country, but neither Minister Barrett nor the detectives would give any information about the case more than the few details which came out in the brief court hearing. Minister Barrett accuses Alexander of forging both checks and stealing the typewriter.

#### COURT IN HAT STORE.

# Justice Grants Legal Motion While Trying on a Derby.

Rochester, July 14.-While purchasing a derby hat in a Main-st. store to-day Justice Robson was espied by a member of ex-Congressman O'Grady's office, who had been seeking a Supreme Court justice for an ex-parte motion. Justice Robson was trying on a hat when informed of the lawyer's business, and, without laying aside the hat, he gravely announced that court was in session. Counsel then began his

"I simply want an extension of time in the Amsbury action," concluded counsel. Then, beinterested he obser if it pleases the court. "That's what I thought-the order is granted.

How do you like the brim effect?" said the Justice Robsen gathered up his purchase and started rapidly for the door, as the Canandalgua car was dangerously near the starting point But, he remembered in time, paused, turned and

"Court is adjourned."

# LYNCHED BY BIG MOB.

### Negro Who Assaulted Woman Victim of 500.

Waco, Tex., July 14.-A negro, who assaulted Mrs. Benjamin Roberts, near Golinda, Tuesday, has been lynched by a mob of 500 men.

# LIGHTNING KILLS MAN AT 'PHONE.

#### Electric Storm Up-State Damages Orchards and Burns Many Buildings.

Cattaraugus, N. Y., July 14.-Eugene Freeburn, a farmhand near here, was killed by lightning while using a telephone during the storm which swept over this section yesterday.

The storm uprocted orchards and uprocfed ouses. Many barns were burned, set afire by the

# INVENTOR COMMITS SUICIDE.

#### Brooklyn Man Made Fortunes for Other People. [BY TELEGRAPH TO THE TRIBUNE.]

Waterbury, Conn., July 14.-Because he had failed utterly in an invention for a flying machine and others, including perpetual motion, Eugens Hemming, until recently of Brooklyn, took poison last night, and then, hastily scribbling a note for the people of the house to take care of his little girl, he died. He had patents on sixty different articles, it is said, which had made fortunes for other people.

### PURSE FOR QUADRUPLETS. Three Girls and a Boy Born to North Dakota

# Couple.

[BT TELEGRAPH TO THE TRIBUNE.] Lamoure, N D., July 14.-Mrs. Eugene Reilly some days ago gave birth to quadruplets, thre girls and a boy. The father is overcome with surprise and joy, and the residents of the town have made up a large purse to be presented to the chil-A photograph of the quadruplets will be sent

# A ROCKEFELLER FIGHTS UNION.

#### John D.'s Cousin Refused to Close Barber Shop at Required Hour. [BY TELEGRAPH TO THE TRIBUNE.]

Syracuse, July 14.-L. A. Rockefeller, of this city, who owns a barber shop in the Florence, a sin of John D. Rockefeller, has been having a fight with the local union over the hours of clos-The union adopted a rule requiring the shops to

be closed at 7 o'clock during the summer, but Rockefeller objected. To-day all united and the matter was sattled. Rockefeller is the son of C. H. Rockefeller, of Binghamton. His grandfather was Jacob Rockefeller, a brother to William Rocke-feller, John De father.

# Well Known Persons Subscribed for

# "America's Smart Set."

Charles H. Ahle, the canvasser for the Society Editors' Association, who was arrested on Edwin M. Post's charge of attempted extortion, was held for the grand jury, after an examination yesterday before Magistrate McAvoy. He was sent back to the Tombs to await indictment, not being able to furnish \$2,500 ball. Deputy Assistant District Attorney Krotel, who was prosecuting Ahle, said in court that at least three additional complaints against the prisoner would be submitted to the grand jury.

William M. Daniels, treasurer of the Society Editors' Association, was summoned before Mr. Krotel again yesterday afternoon and produced the books of the concern. They showed that subscriptions for its "America's Smart Set" began to come in on July 80, 1904, and that the first was by J. J. Astor for \$500. Later, the books show, Mr. Astor gave another subscription of \$500. The subscriptions vary between \$100 and \$1,000, but the majority are for \$500. The total of the subscriptions paid in up to the beginning of the present month is \$26,700.

The books show that in the distribution of the money Moses Ellis Wooster, the head and front of the association, received \$13,721, and that Charles Stokes Wayne, editor of "Town Topics," Mr. Wooster's sole partner, received \$2,400. Daniels, who was made treasurer because he lent \$1,000 to Wooster to start the enterprise, got back his \$1,000 and \$1,300 more. Daniels said yesterday that he had resigned his office in the association and was out of it for good.

Ahle and a few other canvassers received \$6,000, the largest part of that sum going to Ahle as the New-York canvasser. The printing company hired to get out the limited edition of "America's Smart Set" received only \$263 50. The remaining disbursements were mostly for office expenses, and the total disbursements were \$26,655 86, nearly the entire amount of the sub-

All the names of wealthy and well known subscribers on the list found in Ahle's possession at the time of his arrest appear on the books. Some of the other names in the books, with the nounts of their subscriptions, are the following:

J. B. Haggin.
W. B. Leeds.
Mrs. R. G. Dun.
William F. Havemeyer
Mrs. J. L. Riker.
Stanford White.
Thomas Waish, Washington, D. C.
Harold McCormick.
Ogden Armour.
Mrs. B. G. Hubbard.
L. M. Waterbury. \$500 James Hobart Moore, 500 Mrs. Harry S. Black, 500 Theodorre P. Stonts, 200 Frank Tilford, 500 F. Ziegfeld, 100 Mrs. Howard Gould, Clarence Mackay, 500 Edith E. Hanan, 500 James W. Gerard, 500 James J. Coogan, 500 Exc-Judge E. H. Gary, 500 Isaac Guggenhelm,

Beneath the entry of the name of James Hobart Moore was the note: "Paid direct to M. E. W. and used by him." The entry of Mr. Coogan's name contained the note: "For seven fines in the Newport instalment."

Daniels said that the net profits of "Fads and Fancies," the subscription book planned by Wooster and published by the "Town Topics" Company, were \$90,000, the printing and other expenses amounting to \$60,000. The profits, he said, were divided equally between the "Town Topics" Company and Wooster. When the lists had been closed, and about a dozen of the subscriptions were still unpaid, he said Wooster asked Colonel Mann, publisher of "Town Topics," to buy his interest. Colonel Mann refused, and Daniels bought Wooster's claim for \$7,500, making \$500 in the transaction, he said.

Wooster was called again before Mr. Krotel, and said Colonel Mann refused to go into the "America's Smart Set" scheme because he wanted more than Wooster thought it wise to pay. Wooster added:

I wrote him a letter, however, and asked him again about the matter, as he had asked for a little time. I said I could not wait much longer for his decision, and that unless I heard from for his decision, and that a thesis i head from him by a certain date I should consider that he did not want to go on with the book. I did not hear from him by the time specified, and so dismissed any thought from my mind about going on with him. Then I went ahead with the "America's Smart Set" myself.

At the examination of Ahle yesterday Mr. Post testified to being threatened by the prisoner with the publication in "Town Topics" of a scandalous story, and, on cross-examination by Abraham Levy, Ahle's counsel, he said he feared the effect of the publication of such a story.

Were you aware of the moral turpitude in-

olved? I certainly was. Did you tell him so?

Did you call on any person in authority in Town Topics" for an explanation? I did not. Did you write to them?

I did not. Why didn't you go to the office of "Town Topics?"
Eccause I hoped to get evidence to land the whole crowd in jail.
Who do you mean by the whole crowd?
I mean Wayne.

Detective Sergeant Flood, of the District Attorney's office, testified that just before Ahle's arrest, he overheard this remark made by Ahle: "Town Topics' receives its money principally from its suppression of stories."

BIRMINGHAM, ALA., THROUGH PULLMAN.

Service: Via P. R. R. and Seaboard Air Line Ry. leaves New-York 12-E noon; arrives Birmingham next day 9:25 p. m. Office 1183 Broadway.—Advt.

# TWELVE NEW DIRECTORS.

#### THREE MORE RESIGN.

# Mr. Herrick and Dr. Butler Elected to Equitable Board.

Twelve new Equitable directors, including D. Cady Herrick, Nicholas Murray Butler, Charles E. Littlefield, of Maine, Nevada N. Stranahan, James McMahon and Louis Stern, were elected at a meeting of the directorate yesterday. The resignations were accepted of F. G. Bourns General Louis Fitzgerald, ex-president of the Mercantile Trust Company, and Horace C. Deming, who is now president of that institution. Mr. Bourne, who was only elected at the last meeting, gave "press of personal business" as the reason for his resignation.

In certain contingencies it is expected that District Attorney Jerome will have a subposna duces tecum served on Superintendent Handricks to compel that official to produce an official copy of the testimony recently taken be fore Mr. Hendricks in his Equitable inquiry. All the directors chosen yesterday had be recommended by the board of trustees after full

#### onsideration, it was said, with policyholders THE NEW DIRECTORS.

The names of those elected and their terms of

To fill vacancies in terms expiring December 31, 1905:

Wallace L. Pierce, of Boston.
Daniel A. Tomkins, of Charlotte, N. C.
Thomas Spratt, of Ogdensburg, N. Y.
Louis Stern.
Frank S. Witherbee, of Port Henry, N. Y. James McMahon.
To fill vacancies in terms expiring December 31, 1906:

I, 1906:
Willis F. McCook, of Pittsburg.
Charles E. Littlefield, of Mains.
To fill vacancies expiring December 31, 1907:
Nevada N. Stranahan.

D. Cady Herrick.
To fill vacancies in terms expiring on December 31, 1908:
Nicholas Murray Butler.
Charles Cennder, of Philadelphia.

Some twenty directors were at the meeting Virtually no business was transacted beyond the election of the twelve new directors and the aceptance of the three resignations. It was sperifically denied that any action had been taken ooking to a reorganisation of the executive ommittee. No announcement was made of any appointments to fill the vacancies caused by the acceptance of the resignations of President Alexander, First Vice-President Hyde, Fourth Vice-President McIntyre and other officers.

Excluding the names of those twelve elected resterday, the board of directors as it new stands is composed of Paul Morton, J. W. Alexander, Chauncey M. Depew, Thomas D. Jordan, V. P. Snyder, Alvin W. Krech, William Alexander, John J. McCook, James B. Forgan, C. Ledyard Blair, M. E. Ingalis, James H. Hyde, Sir William C. Van Horne, Gage E. Tarbell, C. B. Alexander, T. DeWitt Cuyler, J. F. de Navarro, Bradish Johnson, Levi P. Morten, H. R. Winthrop, George J. Gould, George T. Wilson, Thomas T. Eckert, William H. McIntyre, H. M. Alexander, Samuel M. Inman, H. C. Haarstick David H. Moffat, E. B. Thomas, William Whitman, Ferdinand W. Roebling, E. W. Bloom dale, J. G. Schmidlapper, E. W. Robertson, J. J.

Albright and James Bryan. JEROME APPEALS TO GOVERNOR

A serious clash between District Attorney Jerome and Superintendent Hendricks of the State Insurance Department is likely to be the result of the refusal of Robert H. Hunter, Mr. Hendricks's deputy in this city, to hand over a copy of the testimony taken in the Equitable inn. Mr. Hunter persisted vesterday in keeping the copy out of Mr. Jerome's hands unless Mr. Jerome signed an agreement to give it back on demand, and Mr. Jerome sent an appeal to Governor Higgins to make good his recent offer of the testimony. If the Governor does not bring Mr. Hendricks to terms, it is to be expected that Mr. Jerome will start one of the "John Doe" proceedings which have marked his term of office, and will have a subposna duces tecum served on Mr. Hendricks in order to compel that official to produce an official copy of the

Assistant District Attorney Garvan went again to Mr. Hunter's office, at No. 11 Broadway, in the morning, expecting to receive the official copy. His interview with Mr. Hunter was not exactly peaceful, judging from the loud talking that went on for about half an hour. Mr. Garvan appeared to be angry when he emerged from the office without the copy, but he said:

testimony.

"I can make no statement. Any information will have to come from the District Attorney." "Did you get a copy of the testimony?"

"I did not." Mr. Jerome would not talk about the case for ome hours after he received Mr. Garvan's report. He called up the State Capitol at Albany on the telephone and tried to get a talk with Governor Higgins over the wire, but succeeded only in talking with Mr. Perley, the Governor's secretary, who suggested his sending a full report of the controversy to the Governor. Mr. Jerome acted on that advice in the afternoon, sending to the Governor by mail a full account, including copies of all the letters in the

Mr. Jerome received information yesterday that the official copy of the testimony taken in Superintendent Hendricks's investigation was received by Mr. Hunter at the Broadway office as long ago as July 6 and that Mr. Hunter kept it a week before sending word to the District Attorney's office that it was ready for inspection, The word might not have been sent on Thursday, but on Wednesday Mr. Jerome telephoned to Mr. Hunter's office, asking for the copy. He was told that Mr. Hunter was in Albany, and he tried vainly to get Mr. Hunter on the telephone at the Albany office. Then Mr. Jerome tried to reach Mr. Hendricks at his home in Syracus but with no better success. Naturally Mr. Jerome was vexed the following day by the dispatch to The Associated Press quoting Mr. Hendricks as saying that Mr. Jerome had not applied for a copy of the testimony.

DISTRICT ATTORNEY'S STATEMENT.

All that Mr. Jerome would say on the subject last evening was contained in the following

Mr. Garvan, having left my letter of July 18 at the office of the Superintendent of Insurance in the city of New-York, this morning had a conversation with the Deputy State Superintendent of Insurance. Mr. Garvan was authorized by me to receive and to receipt for the testimony. I am informed by him that Mr. Hunter refused to deliver it to him without the District Attorney signing a paper asknowledgeton. ter refused to deliver it to him without the District Attorney signing a paper acknowledging that the copy was the property of the Superintendent of Insurance, agreeing to return it within a reasonable time, and agreeing to return it on demand at any time. As I understood from the Governor's letter that the Superintendent of Insurance had been instructed to give me a copy of the testimony and had stated to the Governor that he would do so as soon as one could be prepared, it did not seem to me to be proper to receive a copy under conditions apparently not designed by the Governor to be in